

AF #
[Signature]

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

INVENTOR(S) : Robert C. STEVENS

TITLE : **REINFORCED CATHETER DEVICE,
CATHETER STOCK, AND
METHODS AND APPARATUS FOR
MAKING SAME**

APPLICATION NO. : 10/075,053

FILED : February 13, 2002

CONFIRMATION NO. : 8092

EXAMINER : Kevin C. Simons

ART UNIT : 3763

LAST OFFICE ACTION : December 3, 2004

ATTORNEY DOCKET NO. : RSTZ 2 00011-3

**NOTICE OF APPEAL FROM THE PRIMARY EXAMINER TO THE
BOARD OF PATENT APPEALS AND INTERFERENCES**

Mail Stop AF
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Applicant hereby appeals to the Board from a decision of the primary Examiner mailed **December 3, 2004** finally rejecting claims 1-22 and 24-28. This was an Office error as claims 1, 3-11, 24, 26-28, and 41-51 were pending. An After Final Amendment and Response to Examiner's Action is being filed herewith.

The items checked below are appropriate:

1. **STATUS OF APPLICANT**

☐ This application is on behalf of other than a small entity.

2. **FEE FOR FILING NOTICE OF APPEAL**

Pursuant to 37 C.F.R. 1.17(b) the fee for filing the Notice of Appeal is:

☒ a small entity \$250.00

3. **EXTENSION OF TERM**

☒ Applicant hereby petitions the Commissioner under 37 C.F.R. §1.136(a) for a two-month extension of time up to and including May 3, 2005 in which to file the

accompanying Notice of Appeal. The check in the amount of \$225.00 for the extension fee is enclosed herewith. Applicant requests any additional extensions of time that may be necessary and authorize the extension of time fees or any deficiency in fees herewith to be charged to Deposit Account No. 06-0308.

4. **TOTAL FEES DUE**

The total fee due is:

Notice of Appeal Fee: \$250.00

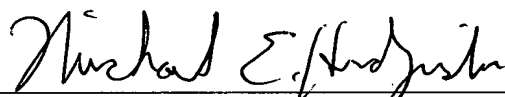
Extension of Time Fee: \$225.00

5. **FEE PAYMENT**

Attached is a check in the amount of \$250.00 for the Notice of Appeal and a check in the amount of \$225.00 for the extension of time fee. If any additional fees are required, the Commissioner is hereby authorized to charge Deposit Account No. 06-0308.

Respectfully submitted,

FAY, SHARPE, FAGAN,
MINNICH & McKEE LLP




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CERTIFICATE OF MAILING

I certify that this Notice Of Appeal From The Primary Examiner To The Board Of Patent Appeals And Interferences is being

- ☒ deposited with the United States Postal Service as First Class mail under 37 C.F.R. § 1.8, addressed to Mail Stop AF, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date indicated below.
- ☐ transmitted via facsimile under 37 C.F.R. § 1.8 on the date indicated below.
- ☐ deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 C.F.R. 1.10 on the date indicated below and is addressed to: Commissioner For Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

Express Mail Label No.:
Date
May 3, 2005

Signature

Printed Name
Barbara Brazier